

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

GUARDIAN INDUSTRIES CORPORATION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	C.A. No. 05-27-SLR
DELL, INC. et al.,	)	
	)	
Defendants.	)	
	)	

---

**NOTICE OF SERVICE**

The undersigned, counsel for defendants/counterclaim plaintiffs, hereby certifies that a copy of Defendant Dell Inc.'s Rule 26(a)(1) Initial Disclosures were caused to be served on August 10, 2005 upon the following attorneys of record at the following addresses as indicated:

**VIA HAND DELIVERY**

Richard K. Herrmann  
Mary B. Matterer  
Morris James Hitchens & Williams LLP  
222 Delaware Avenue, 10<sup>th</sup> Floor  
Wilmington, DE 19801

Robert W. Whetzel  
Richards, Layton & Finger  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899-0551

Josy W. Ingersoll  
Young, Conaway, Stargatt & Taylor, LLP  
The Brandywine Building  
1000 West Street, 17<sup>th</sup> Floor  
P.O. Box 391  
Wilmington, DE 19899-0391

Gerald M. O'Rourke  
Connolly Bove Lodge & Hutz LLP  
The Nemours Building  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, DE 19899

Steven J. Balick  
Ashby & Geddes  
222 Delaware Avenue  
P.O. Box 1150  
Wilmington, DE 19899

William J. Marsden, Jr.  
Fish & Richardson, P.C.  
919 N. Market Street, Suite 1100  
P.O. Box 1114  
Wilmington, DE 19899-1114

Matthew W. King  
Richards, Layton & Finger  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899-0551

**VIA FEDERAL EXPRESS**

Bryan S. Hales  
Craig D. Leavell  
Meredith Zinanni  
Eric D. Hayes  
Kirkland & Ellis LLP  
200 East Randolph Drive  
Chicago, IL 60601

Terry D. Garnett  
Peter J. Wied  
Paul Hastings Janofsky & Walker  
515 South Flower Street, 25<sup>th</sup> Floor  
Los Angeles, CA 90071-2228

Roderick B. Williams  
Avelyn M. Ross  
Vinson & Elkins  
2801 Via Fortuna, Suite 100  
Austin, TX 78746-7568

Eric L. Wesenberg  
Kai Tseng  
Rowena Young  
Orrick, Herrington & Sutcliffe LLP  
1000 Marsh Road  
Menlo Park, CA 94025-1015

Jeffrey K. Sherwood  
Akin Gump Strauss Hauer & Feld LLP  
Robert S. Strauss Building  
1333 New Hampshire Avenue, N.W.  
Washington, DC 20036-1564

Teresa M. Corbin  
Howrey LLP  
525 Market Street, Suite 3600  
San Francisco, CA 9410534

Robert C. Weems  
Baum & Weems  
58 Katrina Lane  
San Anselmo, CA 94960

Kurt M. Rogers  
Latham & Watkins LLP  
885 Third Avenue  
Suite 1000  
New York, NY 10022-4834

E. Robert Yoches  
Laura P. Masurovsky  
Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
901 New York Avenue, N.W.  
Washington, DC 20001

Michael J. Bettinger  
Timothy P. Walker  
Preston Gates & Ellis LLP  
Suite 1700  
55 Second Street  
San Francisco, CA 94105

POTTER ANDERSON & CORROON LLP

By:



Richard L. Horwitz (#2246)

David E. Moore (#3983)

Hercules Plaza 6th Floor

1313 N. Market Street

P.O. Box 951

Wilmington, DE 19899

Tel: (302) 984-6000

Fax: (302) 658-1192

[rhorwitz@potteranderson.com](mailto:rhorwitz@potteranderson.com)

[dmoore@potteranderson.com](mailto:dmoore@potteranderson.com)

OF COUNSEL:

Roderick B. Williams

Avelyn M. Ross

Vinson & Elkins LLP

The Terrace 7

2801 Via Fortuna, Suite 100

Austin, Texas 78746

Tel: 512-542-8651

*Attorneys for Defendant Dell Inc.*

Dated: August 10, 2005

694397

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**CERTIFICATE OF SERVICE**

I, David E. Moore, hereby certify that on August 10, 2005, the attached document was hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF:

**VIA HAND DELIVERY**

Richard K. Herrmann  
Mary B. Matterer  
Morris James Hitchens & Williams LLP  
222 Delaware Avenue, 10<sup>th</sup> Floor  
Wilmington, DE 19801

Robert W. Whetzel  
Richards, Layton & Finger  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899-0551

Josy W. Ingersoll  
Young, Conaway, Stargatt & Taylor, LLP  
The Brandywine Building  
1000 West Street, 17<sup>th</sup> Floor  
P.O. Box 391  
Wilmington, DE 19899-0391

Gerald M. O'Rourke  
Connolly Bove Lodge & Hutz LLP  
The Nemours Building  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, DE 19899

Steven J. Balick  
Ashby & Geddes  
222 Delaware Avenue  
P.O. Box 1150  
Wilmington, DE 19899

William J. Marsden, Jr.  
Fish & Richardson, P.C.  
919 N. Market Street, Suite 1100  
P.O. Box 1114  
Wilmington, DE 19899-1114

Matthew W. King  
Richards, Layton & Finger  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899-0551

I hereby certify that on August 10, 2005, I have Federal Expressed the documents to the following non-registered participants:

**VIA FEDERAL EXPRESS**

Bryan S. Hales  
Craig D. Leavell  
Meredith Zinanni  
Eric D. Hayes  
Kirkland & Ellis LLP  
200 East Randolph Drive  
Chicago, IL 60601

Teresa M. Corbin  
Howrey LLP  
525 Market Street, Suite 3600  
San Francisco, CA 9410534

Peter J. Wied  
Alschuler Grossman Stein & Kahan LLP  
1620 26th Street, 4<sup>th</sup> Floor, N Tower  
Santa Monica, CA 90404-4060

Robert C. Weems  
Baum & Weems  
58 Katrina Lane  
San Anselmo, CA 94960

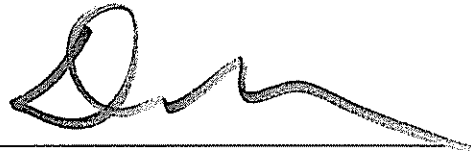
Roderick B. Williams  
Avelyn M. Ross  
Vinson & Elkins  
2801 Via Fortuna, Suite 100  
Austin, TX 78746-7568

Kurt M. Rogers  
Latham & Watkins LLP  
885 Third Avenue  
Suite 1000  
New York, NY 10022-4834

Eric L. Wesenberg  
Kai Tseng  
Rowena Young  
Orrick, Herrington & Sutcliffe LLP  
1000 Marsh Road  
Menlo Park, CA 94025-1015

E. Robert Yoches  
Laura P. Masurovsky  
Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
901 New York Avenue, N.W.  
Washington, DC 20001

Jeffrey K. Sherwood  
Akin Gump Strauss Hauer & Feld LLP  
Robert S. Strauss Building  
1333 New Hampshire Avenue, N.W.  
Washington, DC 20036-1564

A handwritten signature in black ink, appearing to read 'David E. Moore', with a long horizontal line extending to the right.

David E. Moore